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03/10/00  
jc781 U.S. PTO

Practitioner's Docket No. 47577-C

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Box Patent Application  
Assistant Commissioner for Patents  
Washington, D.C. 20231

jc678 U.S. PTO  
09/522727  
03/10/00

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

Inventor(s): Wayne A. MARASCO; Abner MHASHIKAR

For (title): INTRABODY-MEDIATED CONTROL OF IMMUNE REACTIONS

1. Type of Application

This transmittal is for a continuation application.

CERTIFICATION UNDER 37 C.F.R. 1.10\*

(Express Mail label number is **mandatory**.)

(Express Mail certification is optional.)

I hereby certify that this correspondence and the documents referred to as attached therein are being deposited with the United States Postal Service on this date \_\_\_\_\_, in an envelope as "Express Mail Post Office to Addressee," mailing Label Number EL365744010US, addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

(type or print name of person mailing paper)

Maria R. Valinch  
Maria R. Valinch

**WARNING:** Certificate of mailing (first class) or facsimile transmission procedures of 37 C.F.R. 1.8 cannot be used to obtain a date of mailing or transmission for this correspondence.

**\*WARNING:** Each paper or fee filed by "Express Mail" **must** have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. 1.10(b).  
"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

**2. Benefit of Prior U.S. Applications (35 U.S.C. 119(e), 120, or 121)**

The new application being transmitted claims the benefit of prior U.S. applications. Enclosed are  
ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S.  
APPLICATIONS CLAIMED.

**3. Papers Enclosed**

A. Required for filing date under 37 C.F.R. 1.53(b) (Regular) or 37 C.F.R. 1.153 (Design)  
Application

43 Page(s) of Specification

2 Page(s) of Claims

10 Sheet(s) of Drawing(s)—Informal

B. Other Papers Enclosed

1 Page(s) of abstract

**4. Declaration or Oath**

Not Enclosed.

**5. Inventorship Statement**

**6. Language**

English

**7. Assignment**

An assignment of the invention to Dana-Farber Cancer Institute, Inc. will follow.

**8. Fee Calculation (37 C.F.R. 1.16)**

Regular Application

CLAIMS AS FILED					
Claims	Number Filed	Basic Fee Allowance	Number Extra	Rate	Basic Fee 37 CFR 1.16(a) \$690.00
Total Claims (37 CFR 1.16(c))	12	- 20 =	0 x	\$18.00	\$0.00
Independent Claims (37 CFR 1.16(b))	4	- 3 =	1 x	\$78.00	\$78.00
Multiple Dependent Claim(s), if any (37 CFR 1.16(d))			+	\$260.00	\$0.00

Filing Fee Calculation \$768.00

**9. Fee Payment Being Made at This Time**

Enclosed

Filing Fee \$0.00

**Total Fees Enclosed** \$0.00

**10. Method of Payment of Fees**

The Commissioner is hereby authorized to charge \$768.00 to Deposit Account No. 50-0850. A duplicate copy of this request is enclosed.

**11. Authorization to Charge Additional Fees**

The Commissioner is hereby authorized to charge any additional fees to Account No. 50-0850.

**12. Instructions as to Overpayment**

**ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF  
PRIOR U.S. APPLICATIONS CLAIMED**

**13. Relate Back**

Amend the specification by inserting, before the first line, the following sentence: "The following application is a continuation of PCT/US98/19563, filed Sept. 18, 1998, which is an international filing of provisional application 60/059,339, filed September 19, 1997."

**A. 35 U.S.C. § 119(e)**

"This application is a continuation of PCT/US98/19563, filed Sept. 18, 1998, which claims the benefit of U.S. Provisional Application Nos.:

**APPLICATION NO.**

60/059,339

**FILING DATE**

09/19/1997"

**14. Incorporation by Reference**

The prior application PCT/US98/19563 is hereby incorporated herein by reference.

**15. Maintenance of Copendency of Prior Application**

This application is a continuation of copending application

International Application PCT/US98/19563 filed on Sept. 18, 1998 and which designated the U.S.

The non-provisional application designated above, namely application PCT/US98/19563 filed on Sept. 18, 1998 claims the benefit of U.S. Provisional Application No. 60/059,339, filed September 19, 1997.

  
SIGNATURE OF PRACTITIONER

Reg. No. 30,628  
Tel. No.: (617) 345-6054

Ronald I. Eisenstein

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Boston, MA 02110

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: W. Marasco and A. Mhashikar

Application No.: Not yet Assigned

Group No.:

Filed: Herewith

Examiner:

For: INTRABODY-MEDIATED CONTROL OF IMMUNE REACTIONS

Assistant Commissioner for Patents

Washington, D.C. 20231

EXPRESS MAIL CERTIFICATE

"Express Mail" label number: EL361744010US

Date of Deposit: March 10, 2000

I hereby state that the following *attached* papers and fee

New Continuation Application Transmittal;  
Application, including

43 pages of Specification;  
2 pages of Claims;  
10 pages of Drawings; and  
1 page of Abstract;

Return Receipt Postcard

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10, on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

  
Maria R. Valinch